

## SCHWEGMAN, LUNDBERG, WOESSNER &amp; KLUTH, P.A.

**United States Patent Application  
REISSUE DECLARATION OF INVENTORSHIP**

As the below named inventor I hereby declare as follows.

My residence, post office address and citizenship are as stated below next to my name.

I verily believe I am the original, first and sole inventor of the subject matter which is described and claimed in U.S Patent No. 6,305,325 which was issued on October 23, 2001 and of the subject matter claimed in the broadening reissue patent application Filed Herewith, which reissue patent application corresponds to U.S. Patent No. 6,305,325, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by the preliminary amendment filed herewith.

I acknowledge the duty to disclose information which is material to the patentability of this reissue application in accordance with 37 C.F.R. §1.56 (attached hereto).

I hereby claim the benefit under 35 U.S.C. §120 of U.S. Patent Des. 427,388 filed August 3, 1999 and issued June 27, 2000.

I state pursuant to 37 C.F.R. §1.175(a) that I believe the original patent to be partly inoperative or invalid by reason of a defective specification or drawing and the patentee claiming more or less than the patentee had a right to claim. One error which is relied upon to support the present reissue application is the failure to claim priority under 35 U.S.C. §120 to earlier filed and co-pending Patent Des. 427,388, per MPEP § 1402. This error may render the patent vulnerable to intervening prior art.

I state that all errors being corrected in this reissue application up to the time of filing of this declaration arose without any deceptive intention on my part, and to the best of my knowledge on the part of any person or entity associated with this reissue application.

I understand that pursuant to 37 C.F.R. §3.71, the assignee, Sullivan Supply, Inc., has granted the power of attorney, for prosecuting this reissue patent application and for transacting all related business, to attorneys and agents of the firm of Schwegman, Lundberg, Woessner & Kluth, P. A., and has directed that all communications be addressed to:

**Schwegman, Lundberg, Woessner & Kluth, P.A.**  
**P.O. Box 2938, Minneapolis, MN 55402**  
**Telephone No. (612) 373-6900**  
**Customer No. 21186**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of inventor: John L. Sullivan

Citizenship: US

Residence: 701 Iowa Ave, Dunlap, Iowa 51529

Post Office Address: 701 Iowa Ave, Dunlap, Iowa 51529

Signature:   
John L. Sullivan

Date: 10/23/03

---

37 C.F.R. §1.56 Duty to disclose information material to patentability.

---

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

S/N UnknownREISSUEIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	John L. Sullivan	Examiner:	Unknown
Serial No.:	Unknown	Group Art Unit:	Unknown
Filed:	Herewith	Docket:	1123.002USR
Title:	LIVESTOCK BLOW DRYER		

---

CONSENT OF ASSIGNEE TO THE REISSUE UNDER 37 C.F.R. § 1.172, POWER OF ATTORNEY, AND PROOF OF OWNERSHIP

MAIL STOP REISSUE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sullivan Supply, Inc., assignee of the entire right, title and interest in and to U.S. Patent No. 6,305,325, which issued on October 23, 2001 and is entitled "LIVESTOCK BLOW DRYER," hereby consents to the filing of the above-identified reissue application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Serial Number: Unknown

Filing Date: Herewith

Title: LIVESTOCK BLOW DRYER

Page 2

Dkt: 1123.002USR

Anglin, J. M. Reg. No. 24,916	Harris, Robert J. Reg. No. 37,346	Nelson, A. James Reg. No. 28,650
Arora, Suneel Reg. No. 42,267	Jackson Huebsch, Katharine A. Reg. No. 47,670	Nielsen, Walter W. Reg. No. 25,539
Beckman, Marvin L. Reg. No. 38,377	Jurkovich, Patti J. Reg. No. 44,813	Padys, Danny J. Reg. No. 35,635
Bianchi, Timothy E. Reg. No. 39,610	Kalis, Janal M. Reg. No. 37,650	Parker, J. K. Reg. No. 33,024
Billion, Richard E. Reg. No. 32,836	Klima-Silberg, Catherine I. Reg. No. 40,052	Peacock, Gregg A. Reg. No. 45,001
Black, David W. Reg. No. 42,331	Kluth, Daniel J. Reg. No. 32,146	Perdok, Monique M. Reg. No. 42,989
Brennan, Thomas F. Reg. No. 35,075	Lacy, Rodney L. Reg. No. 41,136	Peret, Andrew R. Reg. No. 41,246
Chadwick, Robin A. Reg. No. 36,477	Lemaire, Charles A. Reg. No. 36,198	Peterson, David C. Reg. No. 47,857
Clark, Barbara J. Reg. No. 38,107	Lundberg, Steven W. Reg. No. 30,568	Prout, William F. Reg. No. 33,995
Clise, Timothy B. Reg. No. 40,957	Maki, Peter C. Reg. No. 42,832	Schumm, Sherry W. Reg. No. 39,422
Cochran, David R. Reg. No. 46,632	Malen, Peter L. Reg. No. 44,894	Schwegman, Micheal L. Reg. No. 25,816
Dahl, John M. Reg. No. 44,639	Mates, Robert E. Reg. No. 35,271	Speiter, Gary J. Reg. No. 45,458
DeLizio, Andrew Reg. No. 52,806	McCrackin, Ann M. Reg. No. 42,858	Steffey, Charles E. Reg. No. 25,179
Drake, Eduardo E. Reg. No. 40,594	Mehrl, Joseph P. Reg. No. 45,535	Stordal, Leif T. Reg. No. 46,251
Embretson, Janet E. Reg. No. 39,665	Muller, Mark V. Reg. No. 37,509	Tong, Viet V. Reg. No. 45,416
Forrest, Bradley A. Reg. No. 30,837	Nama, Prakash Reg. No. 44,255	Viksnius, Ann S. Reg. No. 37,748
Gornie, Gregory J. Reg. No. 36,530		Woessner, Warren D. Reg. No. 30,440
Greaves, John N. Reg. No. 40,362		

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Serial Number: Unknown  
Filing Date: Herewith  
Title: LIVESTOCK BLOW DRYER

Page 3  
Dkt: 1123.002USR

Please direct all correspondence in this case to **Schwegman, Lundberg, Woessner & Kluth, P.A.** at the address indicated below:

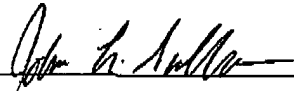
**P.O. Box 2938, Minneapolis, MN 55402  
Telephone No. (612)373-6900**

**ASSIGNEE'S PROOF OF OWNERSHIP UNDER 37 CFR § 3.73(b)**

Sullivan Supply Inc. states that it is the owner of record of U.S. Patent No. 6,305,325. Its ownership is established by the assignment from John L. Sullivan, recorded at Reel 10528, Frames 0344/0346, of all inventions, technology and improvements described in U.S. Patent No. 6,305,325.

Pursuant to 37 CFR § 3.73(b) I declare that I, John L. Sullivan, am empowered to sign this certificate on behalf of the assignee, Sullivan Supply Inc..

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
Sullivan Supply Inc.  
By John L. Sullivan  
President

10/23/03  
Date

**REISSUE S/N Unknown****REISSUE PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John L. Sullivan

Patent No.: 6,305,325

Serial No.: Unknown

Patent Issued: Oct. 23, 2001

Filed: Herewith

Group Art Unit: Unknown

Title: LIVESTOCK BLOW DRYER

Docket: 1123.002USR

**APPLICATION FOR REISSUE OF PATENT 6,305,325 PURSUANT TO 35 U.S.C. § 251  
AND CFR § 1.171 *et seq.***

MAIL STOP REISSUE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The undersigned Applicant and Sullivan Supply, Inc., the assignee of the entire right, title and interest in and to U.S. Patent No.:6,305,325, respectfully submit the accompanying application for the broadening reissue of U.S. Patent No.: 6,305,325, which is entitled "LIVESTOCK BLOW DRYER" and was granted on October 23, 2001.

Applicant believes U.S. Patent No. 6,305,325 to be partly or wholly inoperative or invalid by reason of a defective specification and by reason of the patentee claiming less or more than the patentee had a right to claim.

The patentee failing to make reference to and claim priority to co-pending application No. 29/108,807, now US Pat. Des. 427,388, is the error relied upon by the Applicant and the assignee in support of the reissue patent application. Applicants, the assignee, and the undersigned attorney state that the error relied upon arose without any deceptive intent on their part.

Applicant's Declaration of Inventorship in which he makes these statements will be submitted pursuant to 37 C.F.R. §1.175(d) and 37 C.F.R. §1.53(f).

Applicant and the assignee respectfully request a favorable examination of this reissue application.

Serial Number: Unknown  
Filing Date: Herewith  
Title: LIVESTOCK BLOW DRYER

---

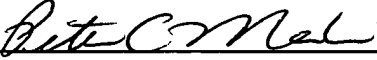
Page 2  
Dkt: 1123.002USR

Respectfully submitted,

JOHN L. SULLIVAN

By his Representative,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 359-3267

Date 10/23/03 By   
Peter C. Maki  
Reg. No. 42,832

"Express Mail" mailing label number: EV29969648505

Date of Deposit: October, 23 2003

This paper or fee is being deposited on the date indicated above with the United States Postal Service pursuant to 37 CFR 1.10, and is addressed to The Commissioner for Patents, Mail Stop Reissue, Washington, D.C. 22313.